IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMONS FOR JUDGMENT NO.191 OF 1999
IN
SUMMARY SUIT NO.5278 OF 1998

Fine Paper Tubes P.Ltd. ..Plaintiffs

Vs.

Parasurampuria Industries ..Defendants

Mr.B.G.Wadhwa for the plaintiffs

CORAM : S.U.KAMDAR, J
DATED : 21ST SEPTEMBER, 2005

P.C.:

. The present suit is filed for goods sold and delivered. The claim in the present suit is for Rs.9,06,557/-. There are invoices in respect of goods sold and delivered. Defendants are served. Vakalatnama is filed. Summons for Judgment is also served on the defendants dt.16.3.99. The learned counsel for the plaintiffs undertakes to file Affidavit of Service. The company was under BIFR. Web site status shows that the reference has been dismissed. The learned counsel thereafter issued notices to the plaintiffs advocate. The same has been returned back. The said A.H.Modi has not filed his Vakalatnama but since his appearance was shown on affidavit

dt.7.8.00 the aforesaid notice was given. In that view of the matter, none appears for the defendants inspite of notice In that view protection u.s.22 is not applicable. Suit is decreed with interest @ 12% p.a. from the date of decree. Suit as well as summons for judgment disposed of accordingly. Refund of court fee as per rules.